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Petitioner's Case No. 5050/296

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Public Use Proceeding of:	)	
Ted Christopher	)	
Serial No.:	)	Examiner: F. Jaworski
08/746,360	)	
Filed:	)	Group Art Unit: 3737
November 8, 1996	)	
For:	)	
Finite Amplitude Distortion-	)	
Based Inhomogeneous	)	
Pulse Echo Ultrasonic	)	
Imaging	)	

**PETITIONER'S SUBMISSION OF TESTIMONY**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In accordance with 37 C.F.R. § 1.292(a) and 37 C.F.R. §§ 1.671-1.685,

Petitioner hereby submits:

1. Eight evidentiary declarations as follows: (1) Evidentiary Declaration of Joseph F. Hetz; (2) Evidentiary Declaration of Paul E. Chandler; (3) Evidentiary Declaration of Sharon Mulvagh, M.D.; (4) Evidentiary Declaration of Joan C. Main; (5) Evidentiary Declaration of Gregory L. Holley; (6) Second Evidentiary Declaration of Gregory L. Holley; (7) Evidentiary Declaration of Janna G. Clark; and (8) Evidentiary Declaration of John M. Sheldon.

2. Nine exhibits as follows: (1) VHS videotape labeled "Copy of "Contrast Echocardiography Investigations Copy A""; (2) VHS videotape labeled "Copy of "Dr. Mulvahy Video II • Imaging""; (3) VHS videotape labeled "Copy of

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"Mayo Clinic #CSI, Echo Date 9-28-94, Complete Copy"; (4) Reprint of Journal Article: Ted Christopher, "Finite Amplitude Distortion-Based Inhomogeneous Pulse Echo Ultrasonic Imaging," IEEE UFFC Vol. 44(1) January 1997; (5) Frame A; (6) Frame B; (7) Frame C; (8) Frame D; and (9) Frame E.

3. Communication Regarding Petitioner's Correspondence Address.

The First Evidentiary Declaration of Gregory L. Holley; the Evidentiary Declarations of Paul E. Chandler, Sharon Mulvagh, M.D., Joan C. Main, Janna G. Clark and John M. Sheldon; and the associated exhibits were previously submitted with Petitioner's "Petition Under 37 C.F.R. § 1.292 For The Institution of a Public Use Proceeding." Per MPEP 720.04, copies of those declarations and exhibits are being submitted herewith as part of Petitioner's testimony.

Further, in accordance with 37 C.F.R. § 1.672(b), Petitioner submits the following Index of Names of Witnesses and Index of Exhibits:

**INDEX OF NAMES OF WITNESSES**

NAME OF WITNESS	NUMBER OF THE PAGE WHERE THE TESTIMONY OF THE WITNESS BEGINS
Joseph F. Hetz	Petitioner Page 1
Paul E. Chandler	Petitioner Page 3
Sharon Mulvagh, M.D.	Petitioner Page 5
Joan C. Main	Petitioner Page 6
Gregory L. Holley	Petitioner Page 8
Janna G. Clark	Petitioner Page 12
John M. Sheldon	Petitioner Page 13

**INDEX OF EXHIBITS**

EXHIBIT NUMBER	BRIEF DESCRIPTION OF NATURE OF EXHIBIT	NUMBER OF THE PAGE WHERE THE EXHIBIT IS FIRST IDENTIFIED AND OFFERED INTO EVIDENCE
Petitioner Exhibit #1	VHS videotape labeled "Copy of "Contrast Echocardiography Investigations Copy A""	Petitioner Page 1
Petitioner Exhibit #2	VHS videotape labeled "Copy of "Dr. Mulvahy Video II • Imaging""	Petitioner Page 1
Petitioner Exhibit #3	VHS videotape labeled "Copy of "Mayo Clinic #CSI, Echo Date 9-28-94, Complete Copy""	Petitioner Page 1
Petitioner Exhibit #4	Reprint of Journal Article: Ted Christopher, "Finite Amplitude Distortion-Based Inhomogeneous Pulse Echo Ultrasonic Imaging," IEEE UFFC Vol. 44(1) January 1997	Petitioner Page 4
Petitioner Exhibit #5	Frame A	Petitioner Page 10
Petitioner Exhibit #6	Frame B	Petitioner Page 10
Petitioner Exhibit #7	Frame C	Petitioner Page 10
Petitioner Exhibit #8	Frame D	Petitioner Page 10
Petitioner Exhibit #9	Frame E	Petitioner Page 10

PROOF OF SERVICE



In accordance with 37 C.F.R. § 1.248, Petitioner hereby certifies that a duplicate copy of this paper and all supporting materials have been served on Applicant's attorney on November 27, 2000 via first class mail at the following address:

John S. Sensny, Esq.  
Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530-0299

Dated: November 27, 2000

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "William A. Webb".

William A. Webb  
Reg. No. 28,277  
Attorney for Petitioner

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